IN THE HIGH COURT OF JUDICATURE AT BOMBAY
SIDE JURISDICTION
CRIMINAL APPLICATION NO.293 OF 2007
IN
CRIMINAL APPEAL NO.252 OF 2007

Shashikala Tukaram Jadhav ...Applicant.
V/s.
The State of Maharashtra ...Respondent.

Shri Vikas Shivarkar, adv. for the Applicant.
Smt. V.R.Bhosale, APP for the Respondent/State.

CORAM: J.H.BHATIA, J.
DATE : 14th March, 2007.

P.C.:

1. Heard the learned counsel for the respective parties.

2. The applicant, who is original accused no.3 was convicted for the offence punishable under Section 306 and 498A of the I.P.C. and is sentenced to undergo R.I. for 5 years and to pay a fine of Rs.3,000/-and R.I. for 2 years and to pay a fine of Rs.1,000/- respectively for the said offences.

3. The applicant has preferred an appeal challenging the conviction and sentence. Appeal is admitted by this Court.

4. By this application, the applicant seeks to be

released on bail pending final hearing and disposal of the appeal.

5. The applicant is mother-in-law of the deceased Alka. The marriage of Alka had taken place with accused no.1 Sunil, who is son of the present applicant, about 5 years prior to the incident. Alka died because of the burn injuries and after death, report was lodged about the incident on the basis of statements made by the her parents and other relatives. The offence came to registered under Sections 498A, 304B and 306 read with Section 34 of the I.P.C. against 3 persons being husband, father-in-law and mother-in-law. Father- in-law, who was accused no.2 was acquitted but the husband and mother-in-law were convicted and sentenced. She was on bail during the trial. There is nothing to show that she has misused the bail.

6. In the above circumstances, pending final hearing and disposal of the appeal, the applicant be released on bail on same terms and conditions as before the trial Court subject to her executing fresh bail bonds and depositing the fine amount.

(J.H.Bhatia,J.)